7-2-09

AF3739

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PATENT

Attorney Docket No. (0320-0020) <u>HOOV 120</u>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Michael D. Hooven

Serial No.: 10/015,476

Filed: December 13, 2001

Group Art No.: 3739

Examiner: Rosiland S. Rollins

For: TRANSMURAL ABLATION DEVICE

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
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Date of Deposit July 1, 2004

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NAME Renée Barthel

SIGNATURE

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NINTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.97, Applicant hereby calls the Examiner's attention to the document listed on the attached form, which the document may be material to the examination of this application. A copy of the document is enclosed herewith for the Examiner's consideration.

No inference should be drawn that any apparatus or method disclosed is equivalent to the subject invention. Also, the citation of the above-discussed document is not to be construed as an assertion that more pertinent art could not possibly be in existence. Citation of the document herein is not to be construed as an admission that any subject matter disclosed in the document is necessarily within the inventive field of endeavor, that any

disclosure is necessarily prior in time to a particular date which may be relevant to the instant patent application, and/or that any disclosure is otherwise necessarily prior art with respect to the instant invention.

Applicant also respectfully reserves the right to later set forth how the instant invention is distinguished over the disclosure of any document or other art, including the disclosure of the document discussed herein, that may be cited by the Examiner in rejecting a claim in the present patent application.

This Supplemental Information Disclosure Statement is being mailed before the mailing date of a first Office Action after the filing of a request for continued examination under § 1.114. Accordingly, a fee is <u>not</u> required for the filling of this information disclosure under 37 C.F.R § 1.97(b)(4).

In addition, the cited information was first called to Applicant's attention in an Office Action dated June 16, 2004 in related Application Number 10/015,862 filed on December 12, 2001. Accordingly, pursuant to 37 C.F.R. § 1.97(e)(2), it is hereby stated: no item of this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the best knowledge of the person signing this certification after making a reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to filing of this information

Consequently, as provided in 37 C.F.R. § disclosure statement. 1.97(c), a fee under §1.17(p) is not required for the filling of this information disclosure. However, if it is determined that an additional fee is required, then authorization is hereby granted to charge Deposit Account 50-1039 any additional fee required. (A duplicate of this document is enclosed herewith.)

Date: July 1, 2004

î.

Respectfully submitted,

Gary W. McFarron, Esq. Registration No. 27,357

Cook, Alex, McFarron, Manzo, Cummings & Mehler, Ltd. 200 West Adams St., Suite 2850 Chicago, IL 60606

Telephone: (312) 236-8500

Attorneys for Applicant



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:	CERTIFICATE OF MAILING BY "EXPRESS MAIL"
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Group Art No.: 3739	22313-1450.) NAME Renée Barthel
Examiner: Rosiland S. Rollins) SIGNATURE Level Buth
For: TRANSMURAL ABLATION DEVICE)

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- Ninth Supplemental Information Disclosure Statement (in duplicate - 3 sheets);
- 3. PTO/SB/08A (1 sheet);
- 4. Certificate of Mailing (1 sheet);
- 5. U.S. Patent Publication (1); and
- 6. Return Receipt Postcard.

Name:	Renée Barthel 🖊	
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Signature:	Ken Bart	



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Application Number

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Filing Date December 13, 2001 Michael D. Hooven **First Named Inventor** 3739 Group Art Unit

10/015,476

		Examiner Name	Rosiland S. Rollins			
Total Number of Pages in This Submission		on	Attorney Docket Number	r (HOOV 120) 0320-0020		
ENCLOSURES (check all that apply)						
Fee Transmittal Form Fee Attached Amendment / Reply After Final Affidavits/dec Extension of Time Re Express Abandonme X Information Disclosur Certified Copy of Pric Document(s) Response to Missing Incomplete Application Response to Munder 37 CFR	equest ent Request re Statement ority R parts/ on Missing Parts	(for an A	g-related Papers to Convert to a nal Application f Attorney, Revocation of Correspondence	After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Second Status Letter X Other Enclosure(s) (please identify below): - 1 Patent Publication - Certificate of Mailing - Return Receipt Poscard - PTO/SB/08A (1 sheet)		
	SIGNATURE	OF APPLIC	CANT, ATTORNEY, OR	AGENT		
Firm or Cook, Alex, McFarron, Manzo, Cummings & Mehler, Ltd. Gary W. McFarron, Esq. (Reg. No. 27,357) Signature Aug W. M. Januar						
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Sheet 1

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known			
Application Number	10/015,476		
Filing Date	December 13, 2001		
First Named Inventor	Michael D. Hooven		
Art Unit	3739		
Examiner Name	Rosiland S. Rollins	_	
Attorney Docket Number	0320-0020 (HOOV 120)		

				DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (# known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevan Figures Appear
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	1	^{US-} 6,679,882	01-20-2004	Kornerup	
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FOREIGN PATENT DOCUMENTS						
Examiner Cite	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages		
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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